

REMARKS

Applicants have carefully reviewed the Application in light of the Office Action transmitted January 13, 2009 ("*Office Action*"). Claims 1-3, 5-9, 11-27 and 29-31 are pending in this application. Claims 7-9, 11-27 and 29-31 are allowed, and Claims 1-3, 5 and 5 stand rejected by the Examiner. Applicants currently amend Claim 1. These amendments are fully supported by the specification as originally filed. Applicants respectfully request reconsideration of the pending claims and favorable action in this case.

Allowable Subject Matter

Applicants appreciate the Examiner's allowance of Claims 7-9, 11-27 and 29-31 as noted in the *Office Action*.

Rejections under 35 U.S.C. § 101

The Examiner rejects Claim 1 under 35 U.S.C. § 101 as not falling within one of the four statutory categories of invention. Claims 2, 3, 5, and 6 are rejected under 35 U.S.C. § 101 as dependent on Claim 1. Although Applicants believe that all previously pending claims recite statutory subject matter under § 101, to advance prosecution, Applicants currently amend Claim 1. Accordingly, Applicants respectfully request the Examiner to withdraw the rejection of Claims 1, 2, 3, 5, and 6 under § 101 and allow this claim.

CONCLUSION

Applicants have made an earnest attempt to place this case in condition for allowance. For the foregoing reasons and for all other reasons clear and apparent, Applicants respectfully request reconsideration and allowance of this Application.

If the Examiner feels prosecution of the present Application may be advanced by a telephone conference, Applicants invite the Examiner to contact the undersigned attorney at (214) 953-6584.

Although no fees are believed to be due, the Commissioner is hereby authorized to charge any fees or credit any overpayments to Deposit Account No. 02-0384 of Baker Botts L.L.P.

Respectfully submitted,

BAKER BOTTS L.L.P.
Attorneys for Applicants

A handwritten signature in black ink, appearing to read 'K-M Pankratz', with a long horizontal flourish extending to the right.

Kurt M. Pankratz
Reg. No. 46,977

Date: April 13, 2009

Customer No. **05073**